

On September 14, 2012, an individual named Karen Banks filed a Complaint and Motion to Proceed *in forma pauperis*, purportedly on behalf of Plaintiff Vincint T. Austin. (ECF No. 1). Judge Ferenbach's R&R was entered on October 25, 2012, and recommended denial of the Motion because it erroneously included Ms. Banks' financial information rather than Plaintiff's. (R&R 2:15-25, ECF No. 4). After clarifying that Ms. Banks could not represent Plaintiff *pro se*, Judge Ferenbach recommended that Plaintiff be given an additional sixty days to correct the deficiencies identified therein. (R&R 8:4-7).

Plaintiff did not file any objections to Judge Ferenbach's R&R, and the deadline to object has now expired. Accordingly, the Court finds good cause to accept and adopt the

1 findings of Judge Ferenbach.

2 **IT IS HEREBY ORDERED** that the Report and Recommendation (ECF No. 4) is  
3 **ADOPTED in its entirety.**

4 **IT IS FURTHER ORDERED** that Plaintiff's Motion for Leave to Proceed *in forma*  
5 *pauperis* (ECF No. 1) is **DENIED without prejudice.**

6 **IT IS FURTHER ORDERED** that Plaintiff shall have leave to file an Amended  
7 Motion and attached Complaint on his own behalf within sixty (60) days from the entry of this  
8 order. Failure to file by this deadline will result in dismissal of this action without prejudice.

9 **DATED** this 6th day of October, 2014.

10  
11   
12 \_\_\_\_\_  
13 Gloria M. Navarro, Chief Judge  
14 United States District Court  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25